



*Secfor*  
BAY-310

THE UNITED STATES PATENT AND TRADEMARK OFFICE  
In re Patent Application of

BAYCHAR

ATTN: Manager,  
Applications Branch

Serial No. 08/910,115

Filed: August 13, 1997

Group Art Unit: 3408

For: WATERPROOF/BREATHABLE TECHNICAL APPAREL

**TRANSMITTAL OF LATE DECLARATION**

Assistant Commissioner of Patents  
Washington, D.C. 20231

Sir:

Responsive to the NOTICE TO FILE MISSING PARTS OF  
APPLICATION - FILING DATE GRANTED mailed December 22, 1997,  
Applicant submits herewith the executed Declaration and Power  
of Attorney, along with the required surcharge as set forth in  
37 CFR 1.16(e).

Our check in the amount of \$65.00 is attached.

As required, a copy of the NOTICE of December 17, 1997 is  
enclosed herewith.

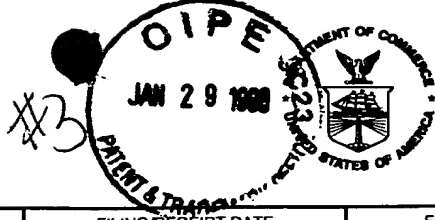
Please charge any additional fees which may be required,  
or credit any overpayment to our Deposit Account No. 02-1540.  
A duplicate copy of this Letter is enclosed.

Respectfully submitted,

*Shrinath Malur*  
Shrinath Malur  
Registration No. 34,663  
Attorney for Applicant

02/05/1998 JARTIS 00000085 08910115  
01 FC:205 65.00 09

FAY, SHARPE, BEALL,  
FAGAN, MINNICH & MCKEE  
104 East Hume Avenue  
Alexandria, Virginia 22301  
(703) 684-1120  
Date: January 29, 1998



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO./TITLE
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01/29/99 06/10/99 00000000

0230/1222

NOT ABANDONED

RAY SHAPPE BEALL, TRIGAN  
MINNICH & BONE  
104 EAST HUME AVENUE  
ALEXANDRIA VA 22304

DATE MAILED:

12/22/97

**NOTICE TO FILE MISSING PARTS OF APPLICATION**  
**Filing Date Granted**

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted ALONG WITH THE PAYMENT OF A SURCHARGE for items 1 and 3-6 only of \$ 130 for a ☒ large entity ☐ small entity in compliance with 37 CFR 1.27. The surcharge is set forth in 37 CFR 1.16(e). Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

**If all required items on this form are filed within the period set above, the total amount owed by applicant as a**

☒ large entity ☐ small entity (verified statement filed), is \$ 130.

- ☒ 1. The statutory basic filing fee is:  
☐ missing.  
☐ insufficient.

Applicant must submit \$ \_\_\_\_\_ to complete the basic filing fee and/or file a verified small entity statement claiming such status (37 CFR 1.27).

- ☐ 2. Additional claim fees of \$ \_\_\_\_\_, including any multiple dependent claim fees, are required.  
Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

- ☒ 3. The oath or declaration:

- ☐ is missing.  
☐ does not cover the newly submitted items.  
☐ does not identify the application to which it applies.  
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

- ☐ 4. The signature(s) to the oath or declaration is/are:  
☐ missing.

- ☐ by a person other than inventor or person qualified under 37 CFR 1.42, 1.43, or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

- ☐ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

- ☐ 6. A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment (37 CFR 1.21(m)).  
☐ 7. Your filing receipt was mailed in error because your check was returned without payment.  
☐ 8. The application does not comply with the Sequence Rules.  
See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."  
☐ 9. OTHER:

Direct the response and any questions about this notice to "Attention: Box Missing Parts."

**A copy of this notice MUST be returned with the response.**

Customer Service Center  
Initial Patent Examination Division (703) 308-1202